

Dated: New York, New York
September 30, 2005

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Attorneys for Ashton Plaintiffs

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

_____)	
In Re TERRORIST ATTACKS on)	
SEPTEMBER 11, 2001)	
_____)	03 MDL 1570 (RCC)
KATHLEEN ASHTON et al.,)	
)	
Plaintiffs,)	AFFIRMATION IN SUPPORT OF
v.)	MOTION FOR VOLUNTARY
)	DISMISSAL
AL QAEDA ISLAMIC ARMY et al.,)	
)	02 CV 6977 (RCC)
Defendants.)	
_____)	

ANDREW J. MALONEY III, an attorney admitted to practice in the Courts of the State of New York, and a member of the firm of Kreindler & Kreindler LLP, attorneys of record in this action for the *Ashton* plaintiffs, affirms under penalties of perjury the following:

1. I am fully familiar with the facts and circumstances related to the within action and submit this Affirmation in support of plaintiff's Motion for Voluntary Dismissal.
2. Defendants listed in Exhibit A and sued in the *Ashton* Complaint and subsequent amended complaints, have neither moved nor appeared with counsel in this case.

3. In an effort to narrow the focus of the *Ashton* suit and further streamline this complex litigation, the *Ashton* plaintiffs have continued to evaluate the case during their ongoing investigation and have elected to voluntarily dismiss defendants listed on Exhibit A without prejudice, with each party to bear its own fees and costs, if any.

4. Accordingly, *Ashton* plaintiffs respectfully request the motion and attached order be granted.

/s/

Andrew J. Maloney III

Exhibit A

Mohamed al Hamati

Abdelhadi al Iraqi

Ibn al Sheikh al Libi

Bensayeh Belkacem

Zakariya Essabar

Nurjaman Riduan Ismuddin aka Hambali

Lebanese Hezbollah

Abdelghani Mzoudi

Estate of Qusay Hussein

Estate of Uday Hussein

Imad Mughniyeh

Gulf Center S.R.L.

U.S.D.J.

Exhibit A

Mohamed al Hamati

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